

ASSEMBLY BILL

No. 390

Introduced by Assembly Member Ruskin

February 15, 2007

An act to amend Section 73501 of the Water Code, relating to water.

LEGISLATIVE COUNSEL'S DIGEST

AB 390, as introduced, Ruskin. Wholesale Regional Water System Security and Reliability Act.

Under existing law, the City and County of San Francisco operates the Hetch Hetchy Project as a regional water delivery system, supplying water to persons and entities in the city and the Counties of Alameda, San Mateo, and Santa Clara. Existing law establishes the Wholesale Regional Water System Security and Reliability Act which imposes various requirements on wholesale regional water systems. The act defines “bay area wholesale customers” for purposes of the act, as 26 specified public agencies in the Counties of San Mateo, Alameda, and Santa Clara that purchase water from the City and County of San Francisco, including the Los Trancos County Water District.

This bill would reduce the number of listed public agencies defined as “bay area wholesale customers” to 25 and remove the Los Trancos County Water District from that definition.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 73501 of the Water Code is amended to
2 read:

1 73501. (a) Unless the context otherwise requires, the
2 definitions set forth in this section govern the construction of this
3 division.

4 (b) “Association” means the San Francisco Bay Area Water
5 Users Association.

6 (c) “Bay area regional water system” means the facilities for
7 the storage, treatment, and transmission of water located in the
8 Counties of Tuolumne, Stanislaus, San Joaquin, Alameda, Santa
9 Clara, and San Mateo, together with three terminal reservoirs in
10 the city.

11 (d) “Bay area wholesale customers” means the ~~26~~ 25 public
12 agencies in the Counties of San Mateo, Alameda, and Santa Clara
13 that purchase water from the city pursuant to the master water sales
14 contract, including the Alameda County Water District, the City
15 of Brisbane, the City of Burlingame, the Coastside County Water
16 District, the City of Daly City, the City of East Palo Alto, the
17 Estero Municipal Improvement District, Guadalupe Valley
18 Municipal Improvement District, City of Hayward, the Town of
19 Hillsborough, ~~the Los Trancos County Water District~~, the City of
20 Menlo Park, the Mid-Peninsula Water District, the City of Millbrae,
21 the City of Milpitas, the City of Mountain View, the North Coast
22 County Water District, the City of Palo Alto, the Purissima Hills
23 Water District, the City of Redwood City, the City of San Bruno,
24 the City of San Jose, the City of Santa Clara, the Skyline County
25 Water District, the City of Sunnyvale, and the Westborough Water
26 District, Stanford University, the California Water Service
27 Company, and the Cordilleras Mutual Water Association.

28 (e) “City” means the City and County of San Francisco.

29 (f) “Master water sales contract” means the agreement entitled
30 “Settlement Agreement and Master Water Sales Contract between
31 the City and County of San Francisco and Certain Suburban
32 Purchasers” entered into in 1984 by the city and the wholesale
33 customers.

34 (g) “Regional water system” means facilities for the storage,
35 treatment, and transmission of water owned and operated by a
36 regional wholesale water supplier, other than the city.

37 (h) “Regional wholesale water supplier” means any city, county,
38 or city and county, including the city, that operates a regional water
39 system, and furnishes water on a wholesale basis to local
40 government agencies and public utilities that, in turn, supply water

1 to a combined population of 1.5 million or more residents of
2 geographic areas outside the boundary of the regional wholesale
3 water supplier.

4 (i) “Wholesale customers” means local government agencies
5 and public utilities, including, but not limited to, the bay area
6 wholesale customers, that purchase water from a regional wholesale
7 water supplier and distribute that water to retail customers in their
8 respective service areas.

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